

REMARKS

Applicant respectfully requests reconsideration of the present application in view of the foregoing amendments and in view of the reasons that follow.

Claims 9, 23, 33 and 34 are currently being canceled.

Claims 1, 11-14, 15, 25-29, 36 and 38 are currently being amended.

Claim 39 is currently being added.

This amendment adds, cancels and amends claims in this application. A detailed listing of all claims that are, or were, in the application, irrespective of whether the claims remain under examination in the application, is presented, with an appropriate defined status identifier.

After amending the claims as set forth above, claims 1-8, 11-22, 25-32 and 35-39 are now pending in this application.

In the Office Action, claims 1-9, 11-23, 25-35 and 37 were rejected under 35 U.S.C. § 103(a) as being unpatentable over U.S. Patent No. 6,029,195 to Herz in view of U.S. Patent No. 6,430,161 to Uemura et al.; and claims 36 and 38 were rejected under 35 U.S.C. § 103(a) as being unpatentable over Herz in view of Uemura and further in view of U.S. Patent No. 6,327,679 to Crawford. These rejections are traversed with respect to the presently pending claims under rejection, for at least the reasons given below.

Presently pending independent claims 1 and 15 have each been amended to recite that the carrier comprises:

means for providing first specific information to the user based on first profile information of the user that indicates a first type of terminal used by the user to access said information provision means, and based on first preference information that corresponds to data entries made by the user when accessing the first type of terminal; and

means for providing second specific information to the user based on second profile information of the user that indicates a second type of terminal

used by the user to access said information provision means, and based on second preference information that corresponds to data entries made by the user when accessing the second type of terminal,

wherein the first specific information is different from the second specific information.

Thus, in the present invention according to presently pending independent claims 1 and 15, based on which type of terminal a user is currently using, the user is provided with specific information directed to types of data requests made by the user when using that type of terminal. So, if a user uses his portable telephone to look for restaurants in the vicinity of where the user is currently located, and if the user uses his/her personal computer to download music from the Internet, those separate uses of the user's different types of terminals is utilized to determine what type of information the user currently may want to see.

Uemura merely provides information related to a type of terminal and a type of communication line that the terminal is communicating with a server, in order to determine the amount of data to be provided to the terminal. Clearly, Uemura does not disclose or suggest the above-mentioned features of presently pending independent claims 1 and 15.

With respect to presently pending independent claim 29, that claim has been amended to recite that the first specific information consists of data entries made by the user when the user was using the first type of terminal and the second specific information consists of data entries made by the user when the user was using the second type of terminal. Thus, data entries made by the user when the user is using his/her personal computer are not utilized in determine a profile of the user when the user is using his/her portable telephone, and vice versa. Again, Uemura does not disclose or suggest the above-mentioned features of presently pending independent claim 29.

The presently pending dependent claims are patentable due to their respective dependencies on one of the presently pending independent claims

discussed above, as well as for the specific features recited in those dependent claims. For example, claims 36 and 38 recite that the request for information by the user via the telephone automatically causes the information to be downloaded to the personal computer of the user, and that the telephone is not a component of the personal computer.

In its rejection of claims 36 and 38, the Office Action relies in part on the teachings of Crawford; in particular, column 2, lines 12-17 of Crawford. Crawford discloses that information providers automatically answer telephone calls placed by user's computers, automatically respond to information requests, and provide the information over the telephone line to the calling computer. Thus, in Crawford, it is the same device (the computer) of the user that makes the request and that receives the downloaded information. In claim 36, on the other hand, two separate devices are utilized, one to make the request (a telephone) and a different one to automatically receive information based on the request. Clearly, column 2, lines 12-17 of Crawford does not teach or suggest these features.

Accordingly, claims 36 and 38 are patentable for this additional reason.

New claim 39 has been added to recite additional features of the present invention that are believed to patentable distinguish over the cited art of record, when taken as a whole. Support for this claim may be found on pages 19-21 of the specification.

Therefore, since there are no other objections or rejections raised in the Office Action, Applicant believes that the present application is now in condition for allowance, and an early indication of allowance is respectfully requested.

The Examiner is invited to contact the undersigned by telephone if it is felt that a telephone interview would advance the prosecution of the present application.

The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 19-0741. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 19-0741. If any extensions of time are needed for timely acceptance of papers submitted herewith, Applicant hereby petitions for such extension under 37 C.F.R. §1.136 and authorizes payment of any such extensions fees to Deposit Account No. 19-0741.

Respectfully submitted,

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